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P.O. BOX 1247
SEATTLE, WA 98111-1247

Appeal No: 2007-2398
Appellant: Ken Alan Berkun et al.
Application No: 09/876,943
Hearing Room: A *2B/K*
Hearing Docket: B *TM*
Hearing Date: Tuesday, August 07, 2007
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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** Appellant requests a telephonic hearing. In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: HEARING ATTENDANCE CONFIRMED HEARING ATTENDANCE WAIVED

/J. Mason Boswell/ July 20, 2007 58,388
Signature of Attorney/Agent/Appellant Date Registration No.

Names of other visitors expected to accompany counsel: *[Redacted]* (1 copy) and (2nd copy)
For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see http://www.uspto.gov/web/offices/dcom/gcouncil/contact.htm#bpaic_contact

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DATE: July 20, 2007**COVER SHEET & 1 PAGES****CLIENT NUMBER:** 28310-8007US**RETURN TO: (Name)** Lana T. Anthony **(EXT.)** 3920 **(Room No.)** 4269

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**RE: Appeal No. 2007-2398
U.S. Patent Application No. 09/876,943**

Confirmation of Hearing attached; appellant herein requests that the hearing be conducted by telephone. Should anything further be required, please let us know.

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